

PATENT

Attorney Docket: ALLE-P3.2-US



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RELATED MATTERS

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICANT : Kenneth R. Alley
TITLE : TEST STRIP FOR USE IN AN APPARATUS FOR
SAMPLING AND TESTING A SPECIMEN
APPLICATION NO. : 10/001,626
FILING DATE : October 24, 2001
EXAMINER : S. Siefke
ART UNIT : 1743
ATTORNEY DOCKET NO. : ALLE-P3.2-US

TO: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REPLY UNDER 37 C.F.R. §1.111 TO OFFICE ACTION

Dear Sirs:

This Reply (under 37 C.F.R. §1.111) is responsive to an Office Action dated January 20, 2004. The Office Action set a shortened statutory period for response that expired on April 20, 2004. Accordingly, enclosed is a Petition for Extension of Time and the associated fee to extend the period for response to today's date.

Please amend the application as follows.

PATENT



ATTY. DOCKET: ALLE-P3.2-US

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CC/\$
JFW

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* * * * *

CERTIFICATE OF MAILING

I hereby certify that this correspondence, along with any paper or fee indicated as being enclosed, are being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

May 20, 2004
Date

Mark A. Garzia

* * * * *

TRANSMITTAL LETTER ACCOMPANYING REPLY TO OFFICE ACTION

Dear Sir:

Transmitted herewith is a Reply Under 37 C.F.R. §1.111 to Office Action (9 pgs.) in the above-captioned application.

[XX] Small entity status of this application pursuant to 37 C.F.R. §1.27(b) has been established.

☐ It is believed that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a Petition for Extension of Time under 37 C.F.R. §1.136(a).

☒ Applicant petitions for an Extension of Time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a) - (d) for the total number of months checked below:

<u>Extension Months(s)</u>	<u>Fee For Other Than Small Entity</u>	<u>Fee For Small Entity</u>
<input checked="" type="checkbox"/> 1 Month	\$110.00	\$ 55.00
<input type="checkbox"/> 2 Months	\$420.00	\$210.00
<input type="checkbox"/> 3 Months	\$950.00	\$475.00
<input type="checkbox"/> 4 Months	\$1,480.00	\$740.00
<input type="checkbox"/> 5 Months	\$1,960.00	\$980.00

☐ A Terminal Disclaimer Pursuant to 37 C.F.R. § 1.321(b) and (c) is enclosed.

☐ An Assignment (pgs.) is enclosed.

☐ Assignment Cover Sheet (1 pg.)

☐ An Information Disclosure Statement Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98 (pgs.) is enclosed.

☐ Form PTO-1449.

☐ References

☒ Fee Transmittal for FY2004 – Form PTO/SB/17 (1 pg.) is enclosed.

☒ A postage-prepaid, self-addressed postcard to acknowledge receipt of this communication is enclosed.

☐ Other

☐ Marked-Up Claims Pursuant to 37 CFR § 1.121 (pgs.) is enclosed.

☐ Figure with amendments marked in red ink. (pg.) is enclosed.

☒ [XX] No additional claim fee is required.

☐ [] Please charge my Deposit Account No. _____ in the amount of \$_____. Two copies of this transmittal are attached.

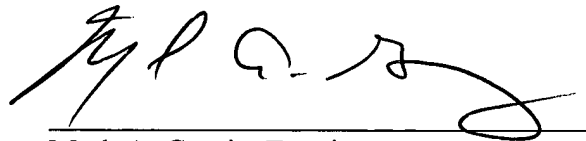
☒ [XX] Credit Card Payment Form PTO-2038 in the amount of \$55 is enclosed to cover the extension fee.

☐ [] The Commissioner is hereby authorized to charge any deficiency in fees associated with this communication, or credit any overpayment, to Deposit Account No. _____. Two copies of this transmittal are attached.

Respectfully submitted,

20 MAY 2004

Date



Mark A. Garzia, Esquire
Registration No. 35,517

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